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GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - MA&UD Department - Allegations on misappropriation of disabled pensions (Government Funds) in Tuni Municipality - Disciplinary Proceedings initiated against Sri P.Venkateswara Rao, the then Municipal Commissioner (now retired), Tuni Municipality – Charges framed - Enquiry conducted - Further action dropped - Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No.496 **Dated.20.07.2022.**

Read the following:-

1) From the Director General, G.A. (V&E) Department, Vigilance Report No.149, dated.23.09.2005.
2) G.O.Rt.No.1481, MA&UD (Vig.III) Department, dated.29.12.2006.
3) Written Statement of Defence of Sri P.Venkateswara Rao, Commissioner, Bhimavaram Municipality, dated. Nil received through the C&DMA., Letter Roc.No.262/2006/C1, dated.19.02.2015.
4) G.O.Rt.No.218, MA&UD (Vig.III) Department, dated.06.04.2015.
5) G.O.Rt.No.426, MA&UD (Vig.I) Dept., dated.24.09.2020.
6) Enquiry report received from Sri S.Ravindra Babu, Enquiry Officer & Joint Secretary, State Election Commission, A.P., Vijayawada, Lr.Roc.No.4312/ 2015/C1 (A3), dated.23.09.2021.
7) G.O.Rt.No.694, MA&UD (Vig.I) Department, dated.10.12.2021.
8) Govt.Memo.No.26508/Vig.I/2005, dated.07.12.2021.
9) Written Representation of Sri P.Venkateswara Rao, the then Municipal Commissioner (now retired), Tuni Municipality, dated.18.03.2022.

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Whereas, it has been brought to the notice of the Government by the Director General, G.A. (V&E) Department that the V&E officials conducted enquiry into the allegations made by A.P. Federation of Blind, East Godavari District, Kakinada regarding of misappropriation of disabled pensions released by the Government in Tuni Municipality. In the reference 1st read above, among others, it has been recommended to initiate disciplinary action against (1) Sri P.Venkateswara Rao, the then Municipal Commissioner and (2) Sri J.Rajesh Chinna, Junior Assistant, Tuni Municipality.

2. In the reference 2nd read above, Government initiated disciplinary proceedings by framing articles of charges against Sri P.Venkateswara Rao, the then Municipal Commissioner, Tuni Municipality under Rule-20 of A.P.C.S. (CC&A) Rules, 1991, duly directing him to submit his written statement of defence thereon.

3. Having not convinced with the explanations submitted by the charged officers, Government appointed Sri B.Ramesh Babu, Additional Mission Director, MEPMA., as an Enquiry Officer to enquire into the charges framed against Sri P.Venkateswara Rao, the then Municipal Commissioner and Sri J.Rajesh Chinna, Junior Assistant, Tuni Municipality vide reference 4th read above.

(P.T.O.)

Further, on administrative grounds, enquiry officers were changed and finally, appointed Sri S.Ravindra Babu, RDMA., Rajamahendravaram, as an Enquiry Officer in place of Sri R.Somanarayana, Additional Commissioner, GVMC., Visakhapatnam to conduct enquiry against above said two (2) officials of Tuni Municipality vide reference 5th read above.

4. In the reference 6th read above, the enquiry officer submitted his report and stated that, one of the Charged Officer Sri J.Rajesh Chinna, Junior Assistant, Tuni Municipality expired on 11.12.2020, the charge may be abated as per rules in force and also no recovery may be effected from the legal heir of the Charged Officer, as the amount was already been remitted back. Further, among others, he has concluded that, the charges framed against Sri P.Venkateswara Rao, the then Municipal Commissioner and Sri J.Rajesh Chinna, Junior Assistant, Tuni Municipality are partly proved / proved respectively. Finally, the enquiry officer has requested the Government to take a suitable decision in the matter.

5. Accordingly, after following due procedure, orders were issued abating further action against Late (Sri) J.Rajesh Chinna, the then Junior Assistant, Tuni Municipality, East Godavari District, in terms of Rule 9 (7) of A.P. Revised Pension Rules, 1980, as he expired on 11.12.2020 vide reference 7th read above.

6. Government have examined the enquiry report and communicated a copy of enquiry report to Sri P.Venkateswara Rao, the then Municipal Commissioner (now retired), Tuni Municipality under Rule 21 (2) of APCS (CC&A) Rules 1991 and directed to submit his written representation, if any, on the findings of the enquiry officer vide reference 8th read above.

7. In the reference 9th read above, Sri P.Venkateswara Rao, the then Municipal Commissioner (now retired), Tuni Municipality has submitted his written representation and stated that, he has retired from service on 31.03.2009. Finally, among others, he has accepted the findings of the enquiry report and requested to drop further action against him, taking into consideration of the findings of the inquiry report.

8. Government after careful examination of the matter; keeping in view of the findings of the enquiry report, written representation of the charged officer and after following due procedure, it has been decided to drop further action against Sri P.Venkateswara Rao, the then Municipal Commissioner (now retired), Tuni Municipality, by taking a lenient view; since the amount drawn before selection of beneficiaries was not distributed and later remitted back and also there is no misappropriation of the funds but only procedural lapse has been happened in the matter.

9. Accordingly, Government hereby order to drop further action against Sri P.Venkateswara Rao, the then Municipal Commissioner (now retired), Tuni Municipality, by taking a lenient view and date of retirement.

10. The Commissioner & Director of Municipal Administration, A.P., Guntur shall take further necessary action in the matter, accordingly.

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11. The receipt of the G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y.SRILAKSHMI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri P.Venkateswara Rao, the then Municipal Commissioner (now retired),
Tuni Municipality - **through** the C&DMA., A.P. Guntur.
The Commissioner & Director of Municipal Administration, A.P., Guntur.

Copy to:
The General Administration (V&E) Department, A.P., Vijayawada.
The Secretary to A.P. Vigilance Commission, A.P. Secretariat, Velagapudi.
The Commissioner, Tuni Municipality, East Godavari District.
The Principal Account General (A&E), A.P., Vijayawada.
SF/SCs.

// FORWARDED BY ORDER //

SECTION OFFICER.